

**DUANE MORRIS LLP**

Brian McQuillen

Vanessa C. Hew

R. Terry Parker

1540 Broadway

New York, NY 10036-4086

Tel: (212) 692-1015

Fax: (212) 202-7804

*Attorneys for Defendant, Kwik Lok Corporation*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

SCHUTTE BAGCLOSURES INC.,	)	Case No. 12-cv-5541
	)	ECF CASE
Plaintiff,	)	
	)	
v.	)	
	)	
KWIK LOK CORPORATION,	)	
	)	
Defendant.	)	

**NOTICE OF DEFENDANT'S MOTION TO DISMISS THE AMENDED COMPLAINT  
PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE 12(B)(1) AND/OR  
12(B)(6), OR TRANSFER THE CASE**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law and Declarations of Lorne House and R. Terry Parker with the exhibits attached thereto, Defendant Kwik Lok Corporation, by its undersigned attorneys, Duane Morris LLP, hereby moves this Court to dismiss the amended complaint in the above-captioned action pursuant to rules 12(b)(1) and/or 12(b)(6) of the Federal Rules of Civil Procedure, or alternatively to transfer the case.

Dated: New York, N.Y.  
December 28, 2012

Respectfully submitted,

/s/ Brian McQuillen

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 28, 2012, I electronically filed the foregoing Notice of Motion to Dismiss, Memorandum of Law in Support of Defendant's Motion to Dismiss the Amended Complaint Pursuant to Federal Rules of Civil Procedure 12(b)(1) and/or 12(b)(6), or Transfer the Case, Declaration of Lorne House and Declaration of R. Terry Parker with Exhibits attached thereto with the Clerk of the Court using the CM/ECF system by which notification of such filing is sent to the following:

Martin Frederik Gusy  
Matthew Jason Weldon  
Gusy Van Der Zandt LLP  
261 Madison Ave, 15<sup>th</sup> Floor  
New York, NY 10016  
(646) 536-8154  
Fax: (646) 536-8154  
Email: [mg@gusyvanderzandt.com](mailto:mg@gusyvanderzandt.com)  
Email: [mw@gusyvanderzandt.com](mailto:mw@gusyvanderzandt.com)

*Attorneys for Plaintiff Schutte Bagclosures Inc.*

  
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Edwin E. Grullon